

Nichols Kaster, PLLP

4600 IDS Center
 80 South Eighth Street
 Minneapolis MN 55402
 612-256-3200

Statement Date: February 9, 2009
 Statement No. 0

Nicole Imbeault
 56 Boatwork Drive
 Bayonne, NJ 07002

File Number: 10852-01

PROFESSIONAL FEES

<u>Date:</u>	<u>Initials:</u>	<u>Description:</u>	<u>Hours:</u>	<u>Rate:</u>	<u>Amount:</u>
3/20/2008	EMD	Travel to New York and met with client. Met with S. Smith regarding case claims.	5.50	375.00	2,062.50
3/20/2008	SAS	Travel to New York and met with client. Meet with E. Michelle Drake regarding case claims.	5.50	425.00	2,337.50
3/21/2008	EMD	Review case law regarding case claims and facts. Meet with S. Smith regarding case claims and case facts.	4.00	375.00	1,500.00
3/21/2008	SAS	Meet with E. Michelle Drake regarding case claims and case facts. Review case law regarding claims and case facts. Travel to Minneapolis from New York.	4.00	425.00	1,700.00
3/27/2008	PJL	Attend team meeting regarding case status.	0.50	500.00	250.00
4/10/2008	EMD	Review research on FLSA cases and begin drafting theory memorandum on how to best sue out case.	2.00	375.00	750.00
4/11/2008	EMD	Meet with law clerk about research on damages for 1099 issues. Review NELA email string on topic, research pleadings in similar FedEx case.	0.50	375.00	187.50
4/17/2008	EMD	Email to law clerk and meetings with Paul J. Lukas and Steven A. Smith about drafting complaint in this case.	2.00	375.00	750.00
4/17/2008	PJL	Conference with M. Drake regarding drafting complaint.	0.30	500.00	150.00
4/18/2008	SAS	Review legal research regarding claims and review and respond to email regarding same.	1.00	425.00	425.00
5/7/2008	PJL	Conference with M. Drake regarding status.	0.20	500.00	100.00
5/8/2008	EMD	Review and edit draft complaint. Meet with law clerk regarding revisions.	2.50	375.00	937.50

EXHIBIT

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5/10/2008	SAS	Legal research regarding FICA case claims.	1.50	425.00	637.50
5/13/2008	EMD	Review and respond to emails from law clerk about allegations to include in the complaint.	0.40	375.00	150.00
5/15/2008	SAS	Review and respond to emails regarding complaint status.	0.30	425.00	127.50
5/17/2008	SAS	Review and respond to emails regarding causes of action and legal research regarding same.	2.10	425.00	892.50
5/20/2008	PJL	Conference with M. Drake regarding revised complaint.	0.20	500.00	100.00
5/21/2008	EMD	Review, edit and research draft complaint.	2.50	375.00	937.50
5/21/2008	SAS	Review and edit complaint and meet with E. Michelle Drake regarding same. Review legal research regarding same.	2.10	425.00	892.50
5/22/2008	PJL	Review and revise complaint.	0.50	500.00	250.00
5/23/2008	EMD	Prepare for and meet with Steven A. Smith abnd Paul J. Lukas regarding draft complaint.	0.70	375.00	262.50
5/23/2008	EMD	Make revisions to complaint.	0.50	375.00	187.50
5/23/2008	PJL	Conference with M. Drake and S. Smith regarding complaint.	0.50	500.00	250.00
5/23/2008	SAS	Meet with E. Michelle Drake and Paul J. Lukas regarding case complaint and review draft of same.	1.80	425.00	765.00
5/27/2008	EMD	Finalize draft of complaint, email to client, Steven A. Smith and Paul J. Lukas.	1.30	375.00	487.50
5/28/2008	EMD	Email to Steven A. Smith and Paul J. Lukas regarding telephone conference with client.	0.20	375.00	75.00
5/29/2008	SAS	Review and respond to emails regarding claims.	0.50	425.00	212.50
6/2/2008	HJO	Review and edit complaint and review SDNY filing procedures.	0.80	175.00	140.00
6/2/2008	HJO	Contacted client regarding consent form and telephone conference with E. Michelle Drake regarding same.	0.20	175.00	35.00
6/4/2008	EMD	Legal research on propriety of seeking class certification based on 23b(1) at the same time as (b)(2) and (b)(3). Revise draft complaint accordingly.	2.50	375.00	937.50
6/5/2008	EMD	Final revisions to complaint, meet with assistant about filing process.	1.00	375.00	375.00
6/5/2008	HJO	Edit complaint and draft summons, civil coversheet and review secretary of state	0.90	175.00	157.50

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		information regarding same.			
6/6/2008	EMD	Emails with Paul J. Lukas regarding complaint and jurisdiction issues.	0.30	375.00	112.50
6/6/2008	HJO	Edit complaint and draft correspondence regarding filing. Meet with Paul J. Lukas and E. Michelle Drake regarding same.	0.80	175.00	140.00
6/6/2008	SAS	Review complaint and legal research regarding same.	1.50	425.00	637.50
6/16/2008	EMD	Review and respond to email from client about status of case.	0.20	375.00	75.00
6/18/2008	EMD	Review and respond to voicemail from client about improper contact with plaintiffs.	0.40	375.00	150.00
6/19/2008	HJO	Draft correspondence regarding service of Defendants and review SDNY rules regarding same.	0.30	175.00	52.50
6/19/2008	HJO	Emails with Court regarding docket entries and review file regarding case issues and ECF regarding same.	0.40	175.00	70.00
6/19/2008	SAS	Review final complaint.	1.00	425.00	425.00
6/26/2008	EMD	Research issue of process service in New York, telephone conference with assistant and Steven A. Smith regarding status of service and our preferences, email to team regarding same.	1.00	375.00	375.00
6/26/2008	HJO	Telephone conference with E. Michelle Drake regarding service issues and review and respond to emails regarding same.	0.30	175.00	52.50
6/27/2008	SAS	Review and respond to emails regarding service issues and case status and discuss same with H. O'Neil.	0.50	425.00	212.50
7/2/2008	SAS	Review and respond to emails regarding case status and Defendant's Answer and discuss same with H. O'Neil.	0.50	425.00	212.50
7/7/2008	bmh	Research regarding decisions from Judge Lynch in similar cases.	5.10	175.00	892.50
7/7/2008	SAS	Review legal research regarding Judge Lynch decisions.	1.50	425.00	637.50
7/25/2008	SAS	Review and respond to emails regarding extension to answer and adding a Defendant.	0.50	425.00	212.50
7/28/2008	SAS	Review stipulation to extend Answer deadline and discuss same with H. O'Neil.	0.30	425.00	127.50
7/30/2008	SAS	Review and respond to emails regarding adding a	1.50	425.00	637.50

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		new Defendant and viability of current defendants. Discuss same with H. O'Neil.			
8/1/2008	HJO	Review websites regarding response to opposing counsel defendant issue. Email opposing counsel regarding same. Draft response regarding defendant issue.	1.10	175.00	192.50
8/8/2008	HJO	Emails with opposing counsel regarding case issues and status and met with S. Smith regarding same.	0.50	175.00	87.50
8/8/2008	HJO	Review stipulation regarding case issues and emails with opposing counsel regarding same. Review and respond to emails regarding client regarding same.	0.40	175.00	70.00
8/8/2008	SAS	Review and respond to emails regarding extension of time and amending complaint. Discuss same with H. O'Neil.	1.00	425.00	425.00
8/11/2008	SAS	Discuss telephone conference with Court regarding scheduling issue with H. O'Neil and review and respond to emails regarding same.	0.50	425.00	212.50
8/12/2008	HJO	Met with S. Smith regarding case issues and review opposing counsel's email regarding same. Draft correspondence to Court and telephone conference with Court regarding same.	0.60	175.00	105.00
8/12/2008	SAS	Correspondence to Court regarding Rule 16 conference and discuss same with H. O'Neil.	0.30	425.00	127.50
8/13/2008	HJO	Emails with opposing counsel regarding telephone conference with Judge and met with S. Smith regarding same.	0.20	175.00	35.00
8/13/2008	SAS	Telephone conference with Court regarding scheduling hearing and prepare for same.	0.60	425.00	255.00
8/14/2008	HJO	Draft amended complaint and email S. Smith regarding same.	0.60	175.00	105.00
8/15/2008	HJO	Edit amended complaint and draft amended summons regarding same. Telephone conference with regarding case issues regarding amended service.	1.30	175.00	227.50
8/15/2008	SAS	Review information regarding Peregrine Enterprises and their relationship to Rick's Cabaret and RCI Entertainment.	2.00	425.00	850.00
8/18/2008	HJO	Draft and edit correspondence to opposing counsel regarding amended complaint. Telephone conference with Court regarding summons.	0.40	175.00	70.00
8/19/2008	HJO	Telephone conference with Court Clerk regarding	0.10	175.00	17.50

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		case issues.			
8/25/2008	HJO	Draft Pro Hac Motion documents and met with S. Smith regarding same. Telephone conference with court regarding same.	0.90	175.00	157.50
8/25/2008	SAS	Meet with H. O'Neil regarding amended complaint and service issues. Review and respond to emails regarding same. Prepare for 8/28 conference in NY.	2.50	425.00	1,062.50
8/26/2008	HJO	Draft and edit case management plan and telephone conference with S. Smith regarding case issues and telephone conference with NYS regarding case issues.	0.90	175.00	157.50
8/27/2008	HJO	Met with S. Smith regarding NYC hearing. .	0.30	175.00	52.50
8/27/2008	SAS	Review and edit drafts of case management plan and meet with H. O'Neil regarding same. Travel to NYC for Rule 16 Conference.	7.50	425.00	3,187.50
8/28/2008	HJO	Review and respond to emails regarding opposing counsel and edit amended complaint.	0.30	175.00	52.50
8/28/2008	SAS	Prepare for and attend Rule 16 Conference before Judge Lynch and meet with opposing counsel regarding same.	2.30	425.00	977.50
8/31/2008	SAS	Travel back to Minneapolis.	6.00	425.00	2,550.00
9/2/2008	HJO	Draft S. Smith ECF filing requests and correspondence regarding same.	0.20	175.00	35.00
9/4/2008	SAS	Review and respond to emails regarding service issues, discuss case with H. O'Neil and review financial documents.	2.50	425.00	1,062.50
9/9/2008	HJO	Review email regarding telephone conference and responded to same.	0.10	175.00	17.50
9/9/2008	SAS	Review and respond to emails regarding service issues and discuss same with H. O'Neil.	0.40	425.00	170.00
9/10/2008	SAS	Prepare for 9/11 telephone conference with client and review documents and emails regarding same.	1.20	425.00	510.00
9/11/2008	SAS	Lengthy telephone conference with client regarding Defendant's Answer, 9/28 hearing, case discovery, case status, strategy and review cases regarding Defendants' anticipated Rule 12 motion.	2.50	425.00	1,062.50
9/12/2008	HJO	Draft Rule 26 disclosures and review file regarding same. Met with S. Smith regarding same. Review scheduling order.	1.10	175.00	192.50

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9/12/2008	HJO	Met with clerk regarding 26 disclosures and review file regarding same.	0.50	175.00	87.50
9/12/2008	SAS	Meet with H. O'Neil regarding Rule 26 disclosures and review and respond to emails regarding same. Review client documents.	1.00	425.00	425.00
9/15/2008	HJO	Draft and edit Rule 26 disclosures and telephone conference with client regarding same. Review and respond to client emails regarding same.	0.90	175.00	157.50
9/15/2008	SAS	Review cleint emails regarding case documents and review same.	0.70	425.00	297.50
10/1/2008	HJO	Email client regarding case status.	0.20	175.00	35.00
10/1/2008	SAS	Review client email regarding case status and discuss same with H. O'Neil.	0.30	425.00	127.50
10/6/2008	HJO	Draft discovery set I and legal research regarding NY statute of limitations. Contacted Court regarding ECF status.	0.40	175.00	70.00
10/15/2008	EMD	Meet with Steven A. Smith and Heather O'Neil regarding case status.	0.50	375.00	187.50
10/15/2008	HJO	Edit discovery requests and regarding statutory period.	0.40	175.00	70.00
10/16/2008	EMD	Review documents regarding status of case and opposing counsel's claims about client having earned minimum wage; read reich v Priba and email Steven A. Smith about holdings and relevance to discovery..	1.50	375.00	562.50
10/16/2008	EMD	Review D's answer to complaint, draft discovery requests.	1.00	375.00	375.00
10/17/2008	EMD	Review local rules and email Heather O'Neil and co-counsel regarding particular items of concern.	1.00	375.00	375.00
10/17/2008	EMD	Revise Set 1 of discovery requests.	4.00	375.00	1,500.00
10/17/2008	HJO	Review emails regarding case issues, strategy and case status.	0.20	175.00	35.00
10/21/2008	HJO	Telephone conference with court regarding transcript and discuss same with E. Michelle Drake.	0.20	175.00	35.00
10/22/2008	HJO	Draft and edit correspondence to opposing counsel regarding service of discovery, deposition notices and Rule 26 demand and document production.	0.30	175.00	52.50
10/22/2008	HJO	Draft E. Michelle Drake pro hac documents for SDNY and draft correspondence to Courts regarding COGS.	0.80	175.00	140.00

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10/23/2008	EMD	Review and edit discovery requests to all Ds; review client meeting notes for evidence of employer/employee relationship.	2.25	375.00	843.75
10/23/2008	EMD	Review websites recommended by client for information on industry; download and email comments on article containing interview with Defendant's CEO about his national brand.	0.90	375.00	337.50
10/23/2008	HJO	Meet with E. Michelle Drake regarding discovery edits and issues and edit discovery regarding same.	1.60	175.00	280.00
10/24/2008	EMD	Team meeting.	0.50	375.00	187.50
10/28/2008	HJO	Emails with client regarding telephone conference with E. Michelle Drake.	0.10	175.00	17.50
10/29/2008	HJO	Review and respond to emails from expert regarding agreement and edit same.	0.40	175.00	70.00
10/30/2008	EMD	Telephone call with Nicole Imbeault.	0.50	375.00	187.50
11/11/2008	EMD	Telephone call with opposing counsel regarding 30b6 deposition and draft letter memorializing conversation.	0.30	375.00	112.50
11/11/2008	HJO	Review and edit correspondence to opposing counsel regarding deposition schedule.	0.20	175.00	35.00
11/14/2008	MDB	Scanned, coded and imported documents into Summation for attorney review.	0.10	175.00	17.50
11/20/2008	EMD	Telephone call to client.	1.00	375.00	375.00
11/20/2008	EMD	Meet with Class Action Team Members about updating central case database.	1.00	375.00	375.00
11/20/2008	EMD	Meet with Heather O'Neil re updating central case database.	1.00	375.00	375.00
11/20/2008	EMD	Review client documents, instruct assistant on document management in case.	1.00	375.00	375.00
11/20/2008	EMD	Email to Class Action Team Members re outstanding research tasks.	0.50	375.00	187.50
11/20/2008	EMD	Memorandum to file re what we currently know about illegal practices at Rick's NY.	2.50	375.00	937.50
11/20/2008	HJO	Updated database and review files and research regarding same.	0.50	175.00	87.50
11/20/2008	HJO	Met with E. Michelle Drake regarding case issues, database and documents.	0.40	175.00	70.00
11/21/2008	EMD	Memorandum to team regarding current account of the facts as we understand them in this case. .	2.00	375.00	750.00

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11/21/2008	EMD	Memorandum to team re deposition strategy and whose depositions we want to notice for when.	1.00	375.00	375.00
11/21/2008	HJO	Meet with E. Michelle Drake regarding case issues, file, depositions and emails regarding documents. Review discussions from database and respond to same. .	0.80	175.00	140.00
11/21/2008	HJO	Review and edit E. Michelle Drake pro hac papers for filing.	0.20	175.00	35.00
11/24/2008	HJO	Review and edit pro hac documents and meet with E. Michelle Drake regarding same. Review Rules regarding same and draft correspondence regarding filing and service of same. Emails with MN Supreme Court regarding certificate of good standing for pro hac motion.	0.90	175.00	157.50
11/25/2008	EMD	Meet with law clerk re memorandum in support of motion to compel the list.	0.40	375.00	150.00
11/25/2008	EMD	Review and respond to request for extension from opposing counsel.	0.30	375.00	112.50
11/25/2008	SAS	Review and respond to emails regarding case status and strategy.	0.30	425.00	127.50
11/26/2008	EMD	Meet with Steven A. Smith re deposition notices and discovery strategy.	0.80	375.00	300.00
11/26/2008	HJO	Meet with E. Michelle Drake regarding deposition notices. Draft and edit same and draft and edit correspondence to opposing counsel regarding same, case issues and deposition issues.	3.50	175.00	612.50
11/26/2008	SAS	Met with M. Drake and H. O'Neil regarding depositions and discovery.	0.80	425.00	340.00
11/29/2008	SAS	Review emails from Defendant regarding discovery responses.	0.30	425.00	127.50
12/2/2008	EMD	Correspondence with law clerk re completion of memos.	0.10	375.00	37.50
12/2/2008	KDE	Research case law to draft motion for conditional class certification.	2.50	175.00	437.50
12/3/2008	HJO	Review Pro Hac Order and telephone conference with E. Michelle Drake regarding same.	0.20	175.00	35.00
12/4/2008	EMD	Meet and confer with opposing counsel regarding discovery dispute.	0.50	375.00	187.50
12/4/2008	EMD	Draft letter to Court and opposing counsel re producing employee list.	3.00	375.00	1,125.00
12/4/2008	EMD	Meet with Paul J. Lukas re Rick's strategy and filing motion for conditional class cert.	1.00	375.00	375.00

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12/4/2008	SAS	Review draft of joint discovery submission and discuss same with E. Michelle Drake. Review case status.	1.00	425.00	425.00
12/5/2008	EMD	Research NY law on tortious interference; telephone call with client re Langan call to her current employer.	2.00	375.00	750.00
12/5/2008	EMD	Draft and send Plaintiff's portion of letter to court re production of list.	1.50	375.00	562.50
12/5/2008	EMD	Draft and send correspondence to client and opposing counsel re tortious interference issue with Langan.	1.00	375.00	375.00
12/5/2008	HJO	Review client email regarding employment issue.	0.10	175.00	17.50
12/5/2008	HJO	Telephone conference with E. Michelle Drake regarding Defendant's status of depositions and review same.	0.20	175.00	35.00
12/5/2008	SAS	Meet with E. Michelle Drake regarding discovery dispute and review and respond to emails regarding same. Review documents regarding same.	1.20	425.00	510.00
12/8/2008	EMD	Draft response to Jeffrey Kimmel email re: "unethical contact with client", email same to Paul J. Lukas and Steven A. Smith.	0.50	375.00	187.50
12/8/2008	EMD	Email with law clerk regarding legal research for motion to compel the list.	0.10	375.00	37.50
12/8/2008	HJO	Telephone conference with C. Birkeland regarding case issues.	0.20	175.00	35.00
12/8/2008	SAS	Review and edit letter to opposing counsel regarding case issues and discuss same with E. Michelle Drake. Review caselaw regarding same.	1.20	425.00	510.00
12/9/2008	EMD	Revise draft of email to Jeffrey Kimmel re "unethical conduct" and send same.	0.20	375.00	75.00
12/9/2008	HJO	Review E. Michelle Drake response to opposing counsel's correspondence and review deposition schedule and draft correspondence to opposing counsel regarding same. Edit same. Telephone conference with E. Michelle Drake regarding same.	0.60	175.00	105.00
12/9/2008	SAS	Review response to discovery issues and review discovery responses.	1.00	425.00	425.00
12/10/2008	EMD	Telephone call with client re service of subpoena on William Imbeault.	0.20	375.00	75.00

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12/10/2008	EMD	Draft email to opposing counsel re: meet and confer about deposition notices and objections to deposition of William Imbeault.	0.30	375.00	112.50
12/10/2008	EMD	Telephone call with William Imbeault re service of subpoena on him in Nicole Imbeault v. RCI International.	0.20	375.00	75.00
12/10/2008	EMD	Review rules and caselaw governing service of subpoenas in New York.	0.20	375.00	75.00
12/10/2008	EMD	Review correspondence from client's husband enclosing subpoena for deposition.	0.10	375.00	37.50
12/10/2008	SAS	Review Defendant's discovery requests and caselaw regarding same.	1.50	425.00	637.50
12/12/2008	HJO	Review Defendant's discovery requests and deposition notice. Email to S. Smith and E. Michelle Drake regarding same. Updated file regarding depositions.	0.50	175.00	87.50
12/12/2008	SAS	Review and respond to emails regarding depositions and discovery.	0.50	425.00	212.50
12/15/2008	EMD	Email with opposing counsel re meet and confer and discovery responses.	0.20	375.00	75.00
12/15/2008	HJO	Draft correspondence to client regarding discovery requests.	0.20	175.00	35.00
12/15/2008	SAS	Review and respond to emails regarding discovery dispute.	0.30	425.00	127.50
12/16/2008	EMD	Telephone call with opposing counsel regarding deposition schedule.	0.50	375.00	187.50
12/16/2008	EMD	Review and sign first amended notices of deposition.	0.30	375.00	112.50
12/16/2008	EMD	Review documents produced by Defendant Peregrine Enterprises (not written responses, just produced documents).	0.60	375.00	225.00
12/16/2008	HJO	Draft amended nods and correspondence and email regarding same. Review E. Michelle Drake and opposing counsel emails regarding case issues. .	1.10	175.00	192.50
12/17/2008	SAS	Review documents from Defendant regarding central management and respond to emails regarding same.	1.00	425.00	425.00
12/20/2008	EMD	Email to Steven A. Smith and Paul J. Lukas regarding motion to compel in Rick's NY case.	0.20	375.00	75.00
12/20/2008	EMD	Email to Paul J. Lukas and Steven A. Smith re: upcoming motion to compel discovery.	0.30	375.00	112.50

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12/22/2008	EMD	Meet and confer with opposing counsel re discovery dispute.	1.50	375.00	562.50
12/23/2008	EMD	Telephone call with opposing counsel to clerk to seek guidance on upcoming motion.	0.30	375.00	112.50
12/23/2008	EMD	Meet with Keilembo Ellison re: draft motion for class certification.	0.10	375.00	37.50
12/27/2008	SAS	Review and respond to emails regarding discovery disputes.	0.50	425.00	212.50
12/29/2008	EMD	Research and draft letter to court re outstanding discovery disputes.	4.00	375.00	1,500.00
12/30/2008	EMD	Email to opposing counsel re: receipt of newly Bates labeled documents.	0.10	375.00	37.50
12/30/2008	EMD	Begin drafting letter to Court re: failure of Defendants to produce documents in their possession.	2.80	375.00	1,050.00
12/30/2008	HJO	Review emails to client and message for client regarding same. Contacted court regarding case management conference and emails regarding same.	0.40	175.00	70.00
12/30/2008	SAS	Review and respond to emails regarding deposition schedule, documents and case status.	1.00	425.00	425.00
12/31/2008	EMD	Complete draft of letter re discovery disputes to court.	1.70	375.00	637.50
12/31/2008	HJO	Review and respond to case emails.	0.30	175.00	52.50
1/2/2009	EMD	Review Defendants' discovery responses on integrated interrogatory.	0.20	375.00	75.00
1/5/2009	EMD	Draft discovery letter to court.	2.20	375.00	825.00
1/5/2009	SAS	Review Defendant's discovery responses and discuss same with E. Michelle Drake. Review draft letter to Judge.	2.00	425.00	850.00
1/8/2009	EMD	Telephone call with client re discovery responses, draft and prepare same.	3.00	375.00	1,125.00
1/8/2009	EMD	Meet with Steven A. Smith regarding discovery responses.	0.40	375.00	150.00
1/8/2009	SAS	Review and respond to emails regarding Defendant's discovery responses and discovery disputes. Review documents regarding same.	1.00	425.00	425.00
1/9/2009	HJO	Edit discovery responses and email client regarding same and notarization.	0.50	175.00	87.50
1/9/2009	SAS	Review client discovery responses and discuss	1.00	425.00	425.00

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		same with E. Michelle Drake.			
1/12/2009	EMD	Leave voicemails for client re discovery responses.	0.20	375.00	75.00
1/12/2009	EMD	Telephone call and voicemail with client re discovery responses and downloading email account.	0.50	375.00	187.50
1/12/2009	EMD	Review and edit discovery responses.	0.50	375.00	187.50
1/12/2009	EMD	Email to opposing counsel re defendants' portion of letter to court.	0.20	375.00	75.00
1/12/2009	KDE	Review New York case law to support motion for conditional certification.	8.00	175.00	1,400.00
1/12/2009	HJO	Draft and edit discovery responses and draft correspondence to opposing counsel regarding same.	1.20	175.00	210.00
1/12/2009	SAS	Review and edit discovery responses and discuss same with E. Michelle Drake and H. O'Neil.	1.00	425.00	425.00
1/13/2009	EMD	Emails to opposing counsel re letter to court and deposition schedule; telephone call with Steven A. Smith re same.	0.40	375.00	150.00
1/13/2009	SAS	Review and respond to emails regarding depositions, discovery issues and review correspondence regarding same.	1.20	425.00	510.00
1/14/2009	KDE	Research FLSA minimum wage and tip credit laws.	2.00	175.00	350.00
1/14/2009	KDE	Review case law holding money paid adult entertainers is tips.	5.00	175.00	875.00
1/15/2009	EMD	Correspondence with Heather O'Neil re: amended notices of deposition; draft cover letter to opposing counsel re same.	0.60	375.00	225.00
1/15/2009	KDE	Review case law holding money paid adult entertainers is tips to support motion for conditional.	2.60	175.00	455.00
1/15/2009	HJO	Telephone conference with E. Michelle Drake regarding depositions and email regarding same. Edit correspondence regarding service and draft amended deposition notices. Edit deposition notices regarding email.	1.30	175.00	227.50
1/15/2009	SAS	Review draft correspondence to opposing counsel regarding depositions and discuss hearing before Judge Lynch with E. Michelle Drake. Review and respond to emails regarding same.	1.50	425.00	637.50
1/19/2009	HJO	Review email from op preg verification page and	0.40	175.00	70.00

		contacted client regarding same. Review correspondence to Court and email from opposing counsel regarding exhibits. Email response to opposing counsel.			
1/20/2009	EMD	Review spreadsheet of entertainer charges.	0.20	375.00	75.00
1/20/2009	SAS	Review entertainer charge summary.	0.50	425.00	212.50
1/22/2009	EMD	Email to client re: notarized signature page for discovery responses.	0.10	375.00	37.50
1/22/2009	HJO	Contacted client regarding signature page.	0.20	175.00	35.00
1/23/2009	PJL	Review Discovery Letter.	0.50	500.00	250.00
1/23/2009	HJO	Review and respond to emails regarding case issues from opposing counsel and telephone conference with and met with E. Michelle Drake regarding same. Emails and telephone conference with client regarding signature page.	0.50	175.00	87.50
1/23/2009	SAS	Review final letter to Judge Lynch regarding discovery disputes and review caselaw regarding same. Meet with E. Michelle Drake regarding same.	1.20	425.00	510.00
1/26/2009	HJO	Review and edit correspondence to Court and met with E. Michelle Drake regarding same.	0.50	175.00	87.50
1/27/2009	HJO	Review and respond to emails regarding case issues and email client regarding hearing and review file regarding hearing preparation.	0.50	175.00	87.50
1/28/2009	EMD	Travel to airport in MSP, fly to NYC, travke to courthouse in New York.	8.50	375.00	3,187.50
1/28/2009	EMD	Attend and argue at case status conference.	1.50	375.00	562.50
1/28/2009	EMD	Return travel from NYC to MSP. Flight delayed.	8.00	375.00	3,000.00
1/28/2009	HJO	Met with E. Michelle Drake regarding hearing in New York and telephone conference with client regarding same.	0.30	175.00	52.50
2/3/2009	EMD	Meet and confer with opposing counsel on discovery requests.	1.50	375.00	562.50
2/3/2009	EMD	Prepare for meet and confer with opposing counsel-review their discovery responses.	0.30	375.00	112.50
2/3/2009	EMD	Telephone call with Steven A. Smith re depositions, continuance and request for inspection of email accounts.	0.20	375.00	75.00
2/4/2009	EMD	Respond to email from opposing counsel re meet and confer on discovery.	0.30	375.00	112.50
2/4/2009	EMD	Meet with Paul J. Lukas re: hearing in NY on	0.30	375.00	112.50

		discvoery issues last week.			
2/4/2009	EMD	Review and respond to email from opposing counsel re: meet and confer on discovery issues.	0.60	375.00	225.00
2/4/2009	EMD	Review draft of memorandum in support of class certification and meet with Paul J. Lukas and Law clerk on memorandum in support of class certification and possibility of finding additional plaintiffs.	1.50	375.00	562.50
2/4/2009	PJL	Review, Revise and Meeting with K. Ellison and M. Drake on Conditional Certification Memorandum.	2.00	500.00	1,000.00
2/4/2009	PJL	Meeting with M. Drake regarding Conditional Certification and Discovery.	0.50	500.00	250.00
2/4/2009	HJO	Email client regarding telephone conference with E. Michelle Drake.	0.10	175.00	17.50
2/4/2009	HJO	Review meet and confer email from E. Michelle Drake and updated case status regarding same. Met with E. Michelle Drake regarding same. Updated file regarding same.	0.60	175.00	105.00
2/6/2009	EMD	Review notes from meet and confer on outstanding discovery issues; draft letter to opposing counsel memorializing Plaintiff's position on Defendant's objections.	1.80	375.00	675.00
2/6/2009	HJO	Contacted client regarding responses.	0.10	175.00	17.50
2/9/2009	EMD	Email to Chris Good and Heather O'Neil re search terms for client email account.	0.30	375.00	112.50
2/9/2009	EMD	Telephone call with client re supplemental discovery responses.	1.00	375.00	375.00
2/9/2009	EMD	Email to client re supplemental discovery responses.	0.90	375.00	337.50
2/9/2009	EMD	Meet with Steven A. Smith re letter to opposing counsel.	0.20	375.00	75.00
2/9/2009	EMD	Email to Heather O'Neil re amended notices of deposition.	0.10	375.00	37.50
2/9/2009	EMD	Review and edit second request for documents and second set of interrogatories.	2.00	375.00	750.00
2/9/2009	HJO	Email with client regarding discovery responses.	0.40	175.00	70.00
2/9/2009	SAS	Met with E. Drake regarding letter to opposing counsel.	0.20	425.00	85.00
2/9/2009	SAS	Review letter to Kimmel regarding meet and confer. Met with E. Drake regarding meet and	1.00	425.00	425.00

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Sub-total Fees: 88,831.25**RATE SUMMARY**

Marina D. Beatty	Class Action	0.10	hours at \$ 175.00 /hr = \$ 17.50
E. Michelle Drake	Associate	112.45	hours at \$ 375.00 /hr = \$ 42,168.75
Keilembo D. Ellison	Law Clerk	20.10	hours at \$ 175.00 /hr = \$ 3,517.50
Bryn Heimann	Law Clerk	5.10	hours at \$ 175.00 /hr = \$ 892.50
Paul J. Lukas	Partner	5.20	hours at \$ 500.00 /hr = \$ 2,600.00
Heather J. O'Neil	Paralegal	35.60	hours at \$ 175.00 /hr = \$ 6,230.00
Steven Andrew Smith	Partner	78.60	hours at \$ 425.00 /hr = \$ 33,405.00

Total Current Billing: 88,831.25Previous Balance Due: 0.00**Total Now Due:** \$ 88,831.25